

STATE OF COLORADO

Bill Owens, Governor
Jane E. Norton, Executive Director

Dedicated to protecting and improving the health and environment of the people of Colorado

HAZARDOUS MATERIALS AND WASTE MANAGEMENT DIVISION

<http://www.cdphe.state.co.us/hm/>

4300 Cherry Creek Dr. S.
Denver, Colorado 80246-1530
Phone (303) 692-3300
Fax (303) 759-5355

222 S. 6th Street, Room 232
Grand Junction, Colorado 81501-2768
Phone (970) 248-7164
Fax (970) 248-7198



Colorado Department
of Public Health
and Environment

November 24, 1999

Dr. Wesley V. Metzler
Pikes Peak Humane Society
633 S 8th Street
Colorado Springs, CO 80905

Re: No Action Determination Approval, Pikes Peak Humane Society, 633 S. 8th Street, Colorado Springs, Colorado.

Dear Dr. Metzler:

On October 12, 1999 a No Action Petition (the Petition) was submitted on behalf of The Humane Society of the Pikes Peak Region (the Applicant) to the Colorado Department of Public Health and Environment (the Department) pursuant to C.R.S. 25-16-307(2) of the Colorado Voluntary Cleanup and Redevelopment Act. The Petition was submitted for the applicant's property identified in the Petition and listed here generally as, 633 S. 8th Street in Colorado Springs, Colorado ("the property").

The Department conducted a review of the environmental data collected on the above-referenced property. Based on this review and pursuant to C.R.S. 25-16-307(2), the Department approves the applicant's Petition and makes the following determinations:

- 1) The environmental assessment submitted by the applicant and performed by qualified environmental professionals indicates that there is no evidence of contamination released into the environment present from the applicant's operations on the property which exceeds applicable promulgated state standards or which poses an unacceptable risk to human health and the environment.
- 2) Contamination is present in the groundwater (chlorinated solvents) for which there are applicable promulgated standards. The contamination appears to originate from a source upgradient of the site and the applicant is not responsible for this contamination.

Based on the information provided by the applicant concerning property identified in the Petition and listed here generally as 633 S. 8th ST in Colorado Springs, Colorado, it is the opinion of the Colorado Department of Public Health and Environment that no further action is required to assure that this property, when used for the purposes identified in the No Action Petition (commercial), is protective of existing and proposed uses and does not pose an unacceptable risk to human health or the environment at the site.

Dr. Wesley V. Metzler
November 24, 1999
Page 2

The approval of the applicant's Petition by the Department applies only to conditions on the property and state standards that exist as of the time of submission of the Petition. In addition, this approval applies only for the land use specified in the application, which is commercial. This approval shall be considered void if it is determined that materially misleading information has been submitted by the applicant. Nothing in this letter shall be construed to limit the Department's authority to take actions under existing statutes as necessary, should new information come to the attention of the Department.

If you have any questions, please contact me at (303) 692-3449.

Sincerely,

A handwritten signature in black ink that reads "Mark E. Walker". The signature is written in a cursive, flowing style.

Mark E. Walker
Voluntary Cleanup Program

cc: RV991012-1
Sandy Friedman, El Paso County Health Dept